Sabha, I am directed to enclose the Cotton Ginning and Pressing Factories (Repeal) Bill, 1997, as passed by Lok Sabha at its sitting held on the 13th August, 1997."

tin)

"In accordance with the provisioni of rule 120 of the Rules of Procedure and Conduct of Business in Lok Sabha, I am directed to inform you that Lok Sabha, at its sitting held on the 13th August, 1997, agreed without any amendment to the Indira Gandhj Nar tional Ooen University (Amendment) Bill, 1997, which was passed by Rajya Sabha at its sitting held on the Hth August, 1997."

(.IV)

"In accordance with the provisions of rule ?6 cf the Ruks of Procedure and Conduct of Business in Lok Sabha, I am directed to enclose the Appropriation (No, 4) Bill, 1997, as paseed by Lok Sabha at its sitting held on the 13th August, 1997,

2. The Speaker has certified that this Bill is a Money Bill within the meaning of article 110 of the Constitution of India."

Sir, I lay a copy each of the Presidential and Vice-Presidential Elections If Amendment) Bill, 1997, the Cotton G'iMing and P-essing Factories (Repeal) "ill, 1997. unj the Appropriation (No. *' W. 1997, on the Table.

REPORT OF THE COMMITTEE ON PETTIONS

SHKI O RAJAGOPAL (Madhya Pra-M;.dam, I present the Hundred pj F··ih Report of the Committee on 7™<M on ,he pttjtjo,, si(me)d by Smt. WT J^dar f Mizoam and Shri £"** Ch^mj of Dc,hi on the petition 4. **oTi?** ..being faced o.km, TY ^ pop.iiijon ,n Mi(i0. ^ninjch,) Pradesh

REPORT OF THE DEPARTMENT-RELATED PARLIAMENTARY STAND ING COMMITTEE ON TRANSPORT AND TOURISM

श्री सुन्दर सिंह भंडारी (राजस्थान) : महोदया, मैं इंडियन एयरलाइन्स और एलाइन्स एयर के कार्यकरण के संबंध में विभाग संबंधित परिवहन और पर्यटन संबंधी स्थायी समिति का तीसवां प्रतिवेदन (अंग्रेजी तथा हिन्दी में) प्रस्तुत करता हूं।

REPPORT OF THE PUBLIC ACCOUNTS COMMITTEE

SHRI R. K. KUMAR (Tamil Nadu): Madam, I lay on the Table, a copy (in English and Hindi) of the Fifteenth Report of the Public Accounts Committee on Irregular Expenditure on Local Insulation of G. I. Wire.

Re. Business of the House

SHRI SATCHIDANANDA **(**Kama taka): Madam.. . . (Interruptions) ...

THE DEPUTY CHAIRMAN; There is one item. He is to lay a statement. Today he u here for the Railway ^pprcoriatiun. I would ask him to lay the statement on the Table °' the House . . . (Interruptions). .

SHRI SATTTDANANDA. Madam, one sr.-.al s ' ission. (Interruption*)

SHRI ,N F. FERNANDES (Goa): M; n. I want to submit .. (Interruptions) . ..

THE MINISTER OF STATE TN THE MINISTRY OF CIVIL AVIATION AND THE MINISTER OF STATE IN THE MINISTRY OF PARLIAMENTARY AFFAIRS (SHRI MAT! .TAYANTHI NATARAJAN* M-jdam. I want to submit. (Interrup tionst

THE DEPUTY CHAIRMAN: Let thr Mini'T *»v aomethlnf (Inter -lptionsl

SHRIMATI JAYANTHI NATARAJAN: Madam, before this Railway business is over ...(Interruptions)...

THE DEPUTY CHAIRMAN: I am taking everything without ...(Interruptions)...

SHRIMATI JAYANTHI NATARAJAN: Madam, I just wanted to plead with the House to pas that on priority. ... *(Interruptions)*...

THE DEPUTY CHAIRMAN: Definitely we will do it. That is why I wanted to clear everything so that he can lay it and the discussion would be when we take up the Railways ...*(Interruptions)*...

SHRIMATI JAYANTHI NATARAJAN: Thank you, Madam. ...(Interruptions)...

THE DEPUTY CHAIRMAN: Please speak one by one.

SHRI PRANAB MUKHERJEE (West Bengal): Madam, through you, I would like to seek one piece of information from the Government. We find in the List of Business as many as seven legislative items. Today being the last for the normal business, I would like to know from the Government which of these items are prioritised because it apears that all these seven items cannot be transacted in one day. I would like to know from the Minister of State for Parliamentary Affairs or anybody else from the Government side as to which items they would like to take on priority. Of course, Supplementary Demands for Railways are to be passed ... I understand from the Minister of State for Parliamentary Affairs that there is one more Bill also ...*(Interruptions)*...

THE DEPUTY CHAIRMAN: The Presidential and Vice-Presidential Election Bill ...(Interruptions)...

SHRI PRANAB MUKHERJEE: If the Government will let us know as to which of the Bills listed in the list of Business they are going to prioritise ...(Interruptions)...

SHRIMATI JAYANTHI NATARAJAN: Madam,... *(Interruptions)*...

THE DEPUTY CHAIRMAN: Let er finish first. ...(Interruptions)...

SHRI SATISH AGARWAL (Rajasthan): Madam, the Bills that are to be passed on priority are not listed here. For example, the Presidential and Vice-Presidential Election Bill. ...(Interruptions)...

THE DEPUTY CHAIRMAN: It is reported. ...(Interruptions)...

SHRI SATISH AGARWAL: I know that. ...(Interruptions)... I simply say that the Government should coordinate and organise it in such a way that we all get sufficient time. It is good we are going to pass it without discussion. But, supposing, we want to move some amendment; suposing, we want to have a debate, then how do you get it passed? It is good that we had decided not to have a debate because we had enough debate on this issue. Similarly, Supplementary Grants (General)— there is no Appropriation Bill No. 4. How do we discuss that? We are going to discuss the Railways. The rest of the business cannot be discussed because today is the last day of the Session. ...(Interruptions)... For future, I would humbly beg of you that you plan and organise the work in such a way that the legislative business has not to be rushed. Otherwise, it is a fait accompli and we have to cooperate and pass everything that you decide ...(Interruptions)...

THE DEPUTY CHAIRMAN: I will clarify on behalf of the Parliamentary Affairs Minister. Now, the Bills which are reported today have come from the Lok Sabha this morning. Both Appropriation No. 4, the Finance Bill and the Presidential and Vice-Presidential Election Bill were passed yesterday. Then there is one

more Bill—the Indira Gandhi University Bill. They were passed yesterday by the Lok Sabha and by that time we had adjourned. So, I am waiving all the rules for these Bills to be presented to the House, reported to the House today and to be taken up today. The point which Mr. MUKHERJEE is raising is, which Bill the Government wants to take first. They have my permission to take them up today. But, which Bill they want to take first, they will prioritise it. ... (Interruptions) ...

SHRIMATI JAYANTHI NATARAJAN: Madam, with your permission and the concurrence of the House, the Government would like to take up the Presidential and the Vice-Presidential Bill for discussion. The Law Minister will move a motion. The House has to suspend a rule because it is being brought back in the same Session. I am sure the House will agree to suspend that rule. We would request the House to pass that Bill without any discussion because we had already discussed it before. The second is the Railway Appropriation which has already been moved by the Railway Minister yesterday and brought up for discussion. But, the Members did not want discussion it yesterday. So, it has been listed for today. We want that it should be passed without discussion. If the Members want to say something, I leave it to the House. But, priority should be given to the Railway Appropriation and thereafter the Appropriation Bill on the General Budget. So these are the three priorities. After that, if time permits, it will be according to the list in the List of Business.

These are the three things which are to be passed today with the concurrence of the House and with the permission of the Chair. I would request the cooperation of the Members to pass these three Bills without discussion. ... (Interruptions)

SHRIMATI JAYANTHr NATARAJAN: OpV, more thing. I /.would like to- say in response to what hon. Mr. Mukherjee, arid Mr.. Satish Agarwalji h^ve'said" We'respectfully'agree and we will i ertainly ' try' to' coordinate and see t.iat adequate time is given to all Members to discuss and to I move amendments. We will try to I improve*t* ie coordination.'

SHRI SATISH AGARWAL; I think it is, for the next, session. I ... (Interruptions).

श्री सुन्दर सिंह भंडारी (राजस्थान) : महोदया, राज की कार्यावलि में लिखा है विनियोग (रेल) संख्यांक ४ विधेयक, 1997 पर "आगे विचार"।

It is already before the House. इसको खत्म रखकर दूसरा बिल कैसे आ सकता है ?

उपसभापति : भंडारी जी, रेलवे का यह बिल तो कल लिस्टेड था। जो जनरल ऐप्रोप्रिएशन बिल है, उसके बारे में मुखर्जी साहब और अग्रवाल जी ने बात की है। सबसे पहले हम कंसेंग प्रेजीडेंट और वाईस प्रेसीडेंट के इलेक्शन का बिल लेंगे जो कल किसी डिस्कशन के लिए लिया जा रहा है। फिर रेलवे का ऐप्रोप्रिएशन बिल लेंगे जिसमें मंत्री जी स्टेटमेंट भी। रात देंगे। यह साफ है डिस्कस हो जाएगा। सबको भी समय मिलेगा स्टेटमेंट पढ़ने को

'sRRI JOHN F."" £ERNA*NDES: on (he Statement.

उपसभापति : ऐसी हो जाएगी। जब प्रेसीडेंसी हाउस में आई नोटिस सर्कुलेट का, तब वे थे... तब यह स्टेटमेंट सर्कुलेट हो रहा था। उस समय यह उचित नहीं था कि जब प्रधानमंत्री एक महत्वपूर्ण मंत्रीय को जवाब देते हैं, उसे समय, एक तरफ से यह कहें कि कुछ डिस्ट्रीब्यूट हो जाए है, उतना जवाब नहीं सुना जा रहा था। इसलिए मैंने

कह। कि अभी इसे सर्कुलेट मत करिए । जब जवाब खत्म हो जाए, तब आप सर्कुलेट करिए । जब वह स्टेटमेंट टबल पर रखेंग तो सर्कुलट हो जाएगा, इसमें कोई चिंता की बात नहीं है ।

SHRI JOHN F. FERNANDES: Madam, tefore that I want to make a submission. A Parliamentary Com-mitee wan appointed by the Chairman because there was a railway wagon cr«sis in the country. That Commute* toured throughout the country ajd investigated the mailer. The Comaiittee has submitted its report to the Government. I am to\d that the recommendation of the Com mitte$_{e}$ wad that 75 per cent of wjijcns should be done through "Wagon India" th/ough pricing system, and the rest 25 per cent should be done through open tendering. Now, it has come t$_{0}$ my knowledge that the hon Railway Ministe$_{r}$ is going to lay a Statement, and we do not know what it is. But, I am informed that they are going to privatise 100 per cent. If they are not going to accept the recommendations of the Parliamentary Committees, then why should Parliament waste its precious lime and money? W$_{e}$ do not have access to the Statement that they •re going to lay on the table (Interruptions) .

THE D\TUTY CHAIRMAN: Just one second 'Interruptions) . Gurudasji, please (Iterruptioni) ... 1 know your point (Interrup tions) One second (Interrup

SHRI DIPANKAB MUKHERJEE (W««t Bengal) Madam. whatever Statement *m* beinf laid by thr Minis, ter of Railways, it i, $_{a}$ fait accompli. As per the repttrt. the tender has already «J>n* (nil The recotnmenda Mom of the Committee have totally boon violated Now $_{3}$ statement rotne» Mytaf * new policy Is being tsti~~eut~~U The Action Taken Renon has been olaced In the Houie Thev have gone against that. Tenderin; has also been done. Is it a post facte business analysis?

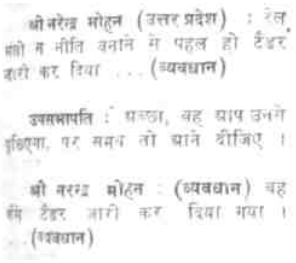
SHRI GURUDAS DAS GUPTA (West Bengal); Madam, I take serious exception to the way i$_{n}$ which the policy laid down by this House has been or being violated by the Railway Ministry. You will kindly remember that there was $_{a}$ prolonged discussion in the House and the hon, Chairman, at that point of time, had appointed a Committee. I was a Memebr of that Committee. The whole matte, was scrutinised, investigated and studied. Th$_{e}$ Committee has submitted the report. N$_{0}$ Minister, whoever he may t>e, can bring a change in th$_{e}$ policy that was enunciated with the approval of the House. Nobody can change it. But, 1 am constrained to say that the policy has been changed. It is going to h,ve a big impact on the wagon-producing industry i$_{n}$ the country. As a result of that the working con-ditions of lakhs of workers have been affected. I*akhs of workers are being thrown out of jobs It >$^{s\ n0}$* for that I am saying ... (Interruptions) . Just one moment. . . (Inter ruptions) . It is absolutely a matter propriety. There should not have been issuance of tender without consulting the House. The Minis'?' should not have taken upon himself the resoonihi'sity of taking a d^CUM*-which is totally contrary to the collective wisdom of the House (■Interruptions)

THE DEPUTY CHAIRMAN: Jus* one second . . 'Interruptions) ,.. sw was the Chairman of the Committed I 'nterruptions) ..

देखिए, ऐसे नहीं खड़े हो जाना चाहिए । एक मिनट बैठिए .....(व्यवधान)

Today Is the last day of the Session We hv« a lot of business to trans* That i$_{s}$ why I ssid the Minister lay the Statement on the Table he Rouse When it is discus* 7 can put all these Questions We

«. duplicate u. Before he has laid *2* statement, you are asking quests. Again, after belays.., you "°2 ask questions. Then how are *Z* going to function? How are we *,J* to pass the legislations? I am ^concerned with ih$_e$ business before the House, which is essential. (Interruptions)


श्री बरेन्द्र मोहन (उत्तर प्रदेश) : रेल मंत्री ने नीति बनाने से पहले ही टैंडर जारी कर दिया ... (व्यवधान)

उपसभापति : ठीक है, यह आप उनसे पूछिएगा, पर समय तो आने दीजिए ।

श्री बरेन्द्र मोहन : (व्यवधान) यह सब टैंडर जारी कर दिया गया । (व्यवधान)

THE DEPUTY CHAIRMAN; Just now 1 am not taking up any other 'king. (Interruptions)

SHRI TRILOKI NATH CHATUR-Ul>| (Uttar Pradesh): Madam, ihese tw$_0$ things are altogether diff-.-iBrt, So far as the Railway Appropriation Bill i$_s$ concerned, it is a separate item It wa$_s$ listed before. •^{3}^t thia statement has been brought ^11 of a sudden. Probably, 4e lUilway Ministry woke up at the fW minute .. (Interruptions)

THE DEPUTY CHAIRMAN: Please fctlT"$^{1,\ Mr\ Chaturve}$di- Let Mr. Wrniin Kha$_n$ speak because he letter H$_e$ should have the

\J° sPeak (Interruptions) It is iton to $_a$ letter written vjy the of iha, Committee which

^pointed by the hon. Chair TM w $^{RouSlv\ ^}$ wrote a letter j sent ih$_a$t letter to the HM,T. ^{hi*} comments. Tn res- ^tier. he has come v H u2!$^{th\ this}$ statement. Le j *fK* listen to him He was ^{WnMn} of that Commits

SHRI TRILOKI NATH CHATURVEDI know madam

SHRI K. RAHMAN KHAN (KAft NATAKA): Madam, i was the Chair, man of the Railway Wagons Com mittee. This Committee wa$_s$ con stituted, was appointed, by this House. The Committee 'deliberated on this subject and submitted its report. Then, in August, 1996, the Ministry gave the Action Taken Report. in that \ Action Taken Report, they specifically committed themselves that 25 per cent would be by tender; the balance 75 per cent would be try Wagon India. Madam, the Wagon India Limited was specifically $_s$et up to ensure equitable distribution of wagons to all 'he wagon manufacturer*. This was done after a great deal of deliberation.

Nosv, all of a sudden, a letter was written *to* the Chairtnan by the Railway Minister that they ar$_e$ changing the policy. Based on that letter, they have changed the policy. They are now resorting to open tenders. This amounts to a contempt of the House, Madam. It is contrary to what the Ministry committed 'hem-selves t$_0$ in their Action Taken Report. By just sending a letter t$_0$ the Chairman, they have changed the entire policy. Whatever they have said in the letter to the Chairman, t$_e$ same thing they are going to place before the House through this statement.

Madam, this is a predetermined thing We should not accept this statement If the statement is B°>^{n}8 to say the sam$_e$ thing, the House should deliberate on It. This statement should not be accepted

SHRI JOHN F FFRNANOFS MMl.im. ho* can the Government change the policy h»i tbitmtb a letter^0

Till DFPirrY CHAIRMAN: 1 have (lowed hi'" to make the statement 1UM DOW I am taking up the lential and Viee-Pressidentul Flections (Amendment i Bill let mr . .,f the Bill. Please "n- , inirtinm)

SHRI TRILOKI NATH CHATURVEDI; Madam, I want to say some-'iing on this.

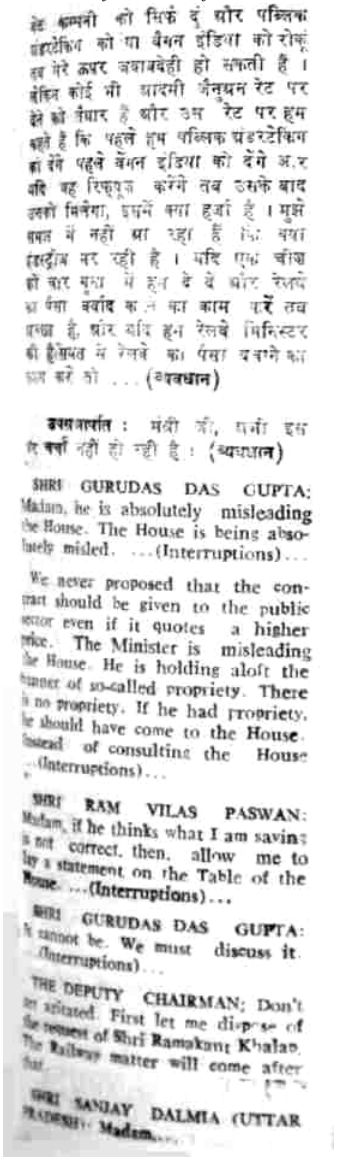
THE DEPUTY CHAIRMAN; It Will be afterwards. (Interruptions) I am not allowing. (Interruptions) The matter is not before the House-' Interruptions)

SHRl TRILOKl NATH CHATURVEDI: Madam, the Parliamentary Affairs Minister said just now that there would he no discussion on this Bill other, because it UT.S discussed at length earlier (Interruptions)

श्री नरेन्द्र मोहन : . . . (व्यवधान) और इस नीति के विरुद्ध टैंडर दिया गया और नीति का उल्लंघन किया गया । (व्यवधान)

उपसभापति : आलोक मित्र जी, मंत्री जी बोल रहे हैं . . . (व्यवधान) आप तो बहुत बोलेंगे ही, उनको तो रेलवे पर पूरा बोलना है ।

रेल मंत्री (श्री राम विलास पासवान) : उपसभापति महोदया, मैं टैंडर के संबंध में कुछ नहीं कहना चाहता हूं । मैं एक जनरल आब्जर्वेशन देना चाहता हूं । यदि आपकी राय हो तो इसके संबंध में भी बोल दूंगा मेरे पास पूरे फैक्ट्स हैं । महोदया, मैंने अपने पिछले बजट भाषण में कहा था और घोषणा किया था कि हम रेलवे में पारदर्शिता लायेंगे, ट्रांसपेरेंसी लायेंगे और इस ट्रांसपेरेंसी को लाने के लिए जहां हम सेफ्टी के मामले में, सुरक्षा के मामले में हम कोई कम्प्रोमाइज नहीं करेंगे वहीं यदि हमको आवश्यकता हुई और हम महसूस करते हैं कि हमको रेलवे की बचत होगी तो हम रेलवे को बचत करने का काम करेंगे और इस दृष्टिकोण से हमने कहा था कि हम कोई सिंगल टैंडर या कोई भी सलेक्टेड टैंडर हम नहीं लेंगे हम ओपेन टैंडर या ओपन टैंडर का इनवेशन करेंगे और उस टैंडर के इनवेशन करने से अभी तक कम से कम पौने दो सौ करोड़ रुपए का बचत हुआ है । अभी स्पीयर में मैंने किया है और उसमें 102 करोड़ रुपए का सीधा बचत हुआ है । हम देखते हैं कि एक ही कम्पनी जब सलेक्टेड टैंडर में होती है, सिंगल टैंडर में होती है तो वह जितना काम खुद करता है और यदि उसी को दूसरे को जब करने है तो सीधे उसका हमको आधा बचत हो जाता है । इस दृष्टिकोण से जो बैगन इंडिया का मामला चला है, यह बात सही है कि बैगन इंडिया के संबंध में माननीय संसद सदस्यों की समिति बनी। उन्होंने रिकमेंडेशन किए और रिकमेंडेशंस करने के बाद कहीं भी बैगन इंडिया को रोक नहीं है कि जब हम टैंडर निकालते हैं तो बैगन इंडिया उसमें भाग नहीं लेगा, पार्टीसपेट नहीं करेगा । जो हमारा टैंडर का लोएस्ट प्राइस होता है, उसमें हमने यह कहा है कि जिसका भी लोएस्ट प्राइस होगा और यदि उस प्राइस पर बैगन इंडिया टैंडर लेना चाहेगा तो उसकी जितनी फुल कैपेसिटी है, उसको हम पहले देंगे, फिर किसी दूसरे को हम देंगे । इसलिए जो इंडस्ट्रीज के मरने का सवाल है, वह पैदा नहीं होता है । कोई भी कम्पनी—चाहे वह प्राइवेट हो, या पब्लिक हो, वह जितने दाम खर्च करने को तैयार है, उतने ही दाम पर यदि बैगन इंडिया टैंडर लेने को तैयार है तो उसको हम फुल कैपेसिटी के यूटीलाइजेशन देने का काम करेंगे । लेकिन उपसभापति महोदया मैं जिस संसदीय क्षेत्र से हूं, वह सासाराम बहुत बड़ा संसदीय क्षेत्र है, 2000 करोड़ की खरीद-बिक्री वहां होती है । मैंने पार्लियामेंट में कहा था और जब हमने प्रसार मैदान में ऐक्जीबिशन लगाने का काम किया है । उसमें हमने सूई से लेकर हजार करोड़ रुपये की खरीद-बिक्री का लेखा-जोखा किया है । कौन सिंगल टैंडर से आया है, कौन सिलेक्टिव टैंडर से आया है, कौन ओपन टैंडर से आया है हमने इस संबंध में कहा है कि इस तरह का सिस्टम नीचे से ऊपर तक करेंगे तथा बुकलेट निकालने का काम भी करेंगे । मैं आप लोगों से जानना चाहता हूं कि कल कोई आदमी पब्लिक इंटरेस्ट लिटीगेशन में चला जाए और वह कहे कि इस दाम पर अमुक कम्पनी देने को तैयार थी और आपने इससे ज्यादा दाम पर देने का काम क्यों किया तो हू विलबी रिस्पांसीबल? इसलिए यदि मैं प्राइ-



देंगे पहले बैगन इंडिया को देंगे और वह रिफ्यूज करेंगे तब उसके बाद उसको मिलेगा, इसमें क्या हुआ है । मुझे समझ में नहीं आ रहा है कि क्या डेवलपमेंट पर रही है । यदि एक चीज हो चार मुख में हम दे दें और रेलवे का पैसा बर्बाद करने का काम करें तब अच्छा है, और यदि हम रेलवे मिनिस्टर की हैसियत से रेलवे का पैसा बचाने का काम करें तो . . . (व्यवधान)

उपसभापति : मंत्री जी, अभी इस पर चर्चा नहीं हो रही है । (व्यवधान)

SHRI GURUDAS DAS GUPTA: Madam, he is absolutely misleading the House. The House is being absolutely misled. ...(Interruptions)...

We never proposed that the contract should be given to the public sector even if it quotes a higher price. The Minister is misleading the House. He is holding aloft the banner of so-called propriety. There is no propriety. If he had propriety, he should have come to the House instead of consulting the House ...(Interruptions)...

SHRI RAM VILAS PASWAN: Madam, if he thinks what I am saying is not correct, then, allow me to lay a statement on the Table of the House. ...(Interruptions)...

SHRI GURUDAS DAS GUPTA: It cannot be. We must discuss it. (Interruptions)...

THE DEPUTY CHAIRMAN; Don't get agitated. First let me dispose of the request of Shri Ramakant Khalap. The Railway matter will come after that.

SHRI SANJAY DALMIA (UTTAR PRADESH): Madam...

THE DEPUTY CHAIRMAN; Not now ... (Interruptions)...

Nothing will be taken up before that .

SHRI SANJAY DALMIA: Madam, you said you would call me.

THE DEPUTY CHAIRMAN: Yes, I did say that, but I did not give you a specific law.

SHRI SANJAY DALMIA: Madam, you said "After Twelve." THE DEPUTY CHAIRMAN; After twelve o'clock could be three o'clock also. I am never wrong in my statement.

SHRI SANJAY DALMIA; Madam, you must hear what I am saying.
.. (Interruptions)... THE DEPUTY CHAIRMAN; Let me finish this-

SHRI SANJAY DALMIA: It would be too late-

THE DEPUTY CHAIRMAN; Nothing is late in this world. Nothing is going to happen. We always feel that the world is going to fall apart. .. (Interruptions)...
This is an essential businesi

SHRI SANJAY DALMIA: Madam, the people have not got invitation for today's function. If I do not raise it now, what will be the use? Some freedom fighters have not been invited to today's function. This ha* been sported today-

MOTION UNDER RULE 267 TO SUSPEND RULE 128 OF THF RULES OF PROCFDURE AND CONDUCT OF BUSINESS IN THF RAIYA SABHA

THF MINISTER OF STATE OF THE MINISTRY OF LAW AND JUS-TICF (SHRI RAMAKANT D. KHAT.AP): Madam. I beg to move th* following Motion:

"That the House do suspend Rule 2?S of the Rules of Procedure *nd Conduct of Business in the Raiya Sabha in its application to the Motions It* ronwderarion and